IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 9772 of 2005

Between:

Smt.Leelavathi W/o,. Heeralal Ghaloth,
R/o.5-4-716, Gunfoundry, Hyderabad.

..... PETITIONER

AND

1 Director of School Education,

Govt. of A.P., Hyderabad.
2 St.Georges' Grammer Schools,

rep.by its Warden & Correspondent, Abids, Hyderbad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any writ order or direction particularly one in the nature of Mandamus declaring the office order dated 3-2-2005 of the second respondent school, is illegal, arbitrary, capricious unconstitutional, contrary to the proof of age submitted by the petitioner and consequently by nullifying the same direct the second respondent school to continue her in service till she attain the age of superannuation of 60 years i.e., in terms of the Age certified by the Civil Surgeon special -I, Area Hospital, Nampally, APVVP, Hyderabad vide certificate dated 09-09-2004 and pass such other relief or reliefs as this Hon'ble court may deem fit just and proper in the circumstances of the case.

Counsel for the Petitioner:DR.P.B.VIJAY KUMAR

Counsel for the Respondents: GP FOR SCHOOL EDUCATION

The Court at the stage of admission made the following :

ORDER:

Seeking to declare the Office Order dated 3-2-2005 of the second respondent school as illegal and arbitrary, and for a consequential direction to the second respondent school to continue her in service till she attain the age of superannuation of 60 years i.e., in terms of the Age certified by the Civil Surgeon Special -I, Area Hospital, Nampally, APVVP, Hyderabad, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for the respondents.

The first respondent has to take appropriate decision with regard to the age of the petitioner since the claim of the petitioner has been rejected by the Management.

Hence without entering into the merits of the case, the writ petition is disposed of directing the first respondent to take appropriate action in accordance with law within a period of three months from the date of receipt of a copy of this order. No order as to costs.

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K.C.BHANU, J.

Dated: 27..04..2005.

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To

1 Director of School Education,

Govt. of A.P., Hyderabad.

2 Two CCs to the G.P. for School Education,

High Court buildings, Hyderabad(OUT)

3 Two CD copies